

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

CIVIL MOTION HEARING

David A. McDougall,	)	COURT MINUTES
	)	BEFORE: John R. Tunheim
	)	U.S. District Judge
Plaintiff,)	
v.	)	Case No: 20-1499 (JRT/LIB)
CRC Industries, Inc.,	)	Date: April 11, 2024
Defendant.	)	Deputy: Heather Arent
	)	Court Reporter: Kristine Mousseau
	)	Courthouse: Minneapolis
	)	Courtroom: 14E
	)	Time Commenced: 2:32 p.m.
		Time Concluded: 3:44 p.m.
		Time in Court: 1 Hour and 12 Minutes

Hearing on:

Motions in Limine [Docket Nos. 158, 161, 164, 167, 170, 182, 204]

APPEARANCES:

Plaintiff: Tara Sutton, Philip Sieff, Michael Reif, Rashanda Bruce, Julie Reynolds
 Defendant: Virginia McCalmont, Robert Gilbertson, David Wallace-Jackson

PROCEEDINGS:

Motions argued.

****IT IS ORDERED:**

Plaintiff's Motions in Limine (Docket Nos. 158, 161, 164, 167, 170, 204)	
Request	Ruling
MIL No. 1 - Exclude Evidence Regarding CRC Duster Being Safe When Used as Intended	DENIED
MIL No. 2 - Exclude Lay and Expert Opinions on Fault	GRANTED IN PART, DEFERRED IN PART
MIL No. 3 - Exclude Evidence Regarding Unrelated Other Products	GRANTED

MIL No. 4 - Exclude Expert or Lay Testimony Regarding Payroll Deductions or Unemployment Benefits	DENIED
MIL No. 5 - Exclude Evidence Regarding Counsel Retention and Advertising	GRANTED
MIL No. 6 - Exclude Supplemental Expert Report from Delmar Morrison	DENIED
MIL No. 7 - Exclude Evidence and Argument Regarding Cynthia McDougall's Speed and Fault	GRANTED
Defendant's Motions in Limine (Docket No. 182)	
Request	Ruling
MIL No. 1 - Exclude Other-Incidents Evidence	GRANTED IN PART, DEFERRED IN PART
MIL No. 2 - Exclude Information about CRC's Size, Net Worth, or Financial Condition and Sales/Revenue Numbers of CRC Duster	DEFERRED
MIL No. 3 - Exclude Certain Reports and Materials from the Consumer Product Safety Commission	DENIED
MIL No. 4 - Exclude Alternative-Design Evidence and Argument	DENIED
MIL No. 5 - Exclude Inflammatory Language	GRANTED IN PART, DENIED IN PART
MIL No. 6 - Establish a Chess-Clock System for the Allocation and Use of Trial Time	GRANTED

s/Heather Arent
Courtroom Deputy